

**ELECTRONIC SUBMISSION**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In Re Patent Application of:	:	
Rocco Burgo	:	
	:	
Conf. No.:	8754	: Group Art Unit: 1615
	:	
Appln. No.:	10/849,991	: Examiner: Lakshmi S. Channavajjala
	:	
Filing Date:	May 20, 2004	: Attorney Docket No.: I0113-38U1
	:	
Title:	Polyol Polyester-Containing Personal Care Products That Do Not Contain Low Viscosity Silicone Fluids	

**NOTICE OF APPEAL TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the Decision dated November 18, 2009, of the Primary Examiner finally rejecting claims 1-14. The item(s) checked below are appropriate:

- ☒ [X] A Petition for Extension of Time with extension fee for 1 month to respond to the final rejection was filed on March 17, 2010.
- ☐ [ ] A Petition for Extension of Time for two month(s) to file the Notice of Appeal and the requisite extension fee in the amount of \$245 are enclosed.
- ☒ [X] Notice of Appeal fee is enclosed (if applicable)
- ☐ [ ] \$270.00 - Small Entity has been previously established in this case.
- ☒ [X] \$540.00.
- ☐ [ ] Not required (fee paid in prior appeal).
- ☐ [ ] An oral hearing before the Board of Appeals is respectfully requested. Requisite fee is enclosed.
- ☐ [ ] \$540.00 – Small Entity has been previously established in this case.
- ☐ [ ] \$1,080.00.
- ☒ [X] The fee is provided in the form of an authorization for charge Flaster Greenberg American Express Card (Billing No. I0113.0045)
- ☒ [X] The Commissioner is hereby authorized to charge and/or credit Deposit Account No. 50-3541 (Billing No. I0113.0045) for any overpayments or deficiencies in the above-calculated fee.

Respectfully submitted,

**ROCCO BURGO**

17 March 2010

//kristynealisonbullock//

(Date)

By:

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